

NOTICE OF EMERGENCY RULE PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE PROMULGATION: DMR Regulation 95.09 PP, Closed Area No. 56-H, Ox Cove, Pembroke

TEXT OF RULE: DMR Regulation 95.09 PP, Closed Area No. 56-H, Ox Cove, Pembroke

Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Ox Cove, Leighton Neck, Pembroke, inside and northerly of a line starting at the easternmost tip of land on the west shore at the mouth of Ox Cove and extending southeast about 460 yards to the southern most point of land on the eastern side of the mouth of Ox Cove. This new regulation classifies Ox Cove as restricted and any harvest requires a special MDMR permit

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: January 15, 2004

AGENCY CONTACT PERSON:

Amy M. Fitzpatrick
Department of Marine Resources
McKown Point Road
West Boothbay Harbor, Maine 04575

BANGOR DAILY NEWS
January 19, 2004

STATEMENT OF FACT AND POLICY

As authorized by 12 M.R.S.A. Sections 6172 and 6192, the Commissioner of the Maine Department of Marine Resources promulgates emergency DMR Regulation 95.09 PP, Closed Area No. 56-H, Ox Cove, Pembroke, to the harvesting of shellfish. This new regulation classifies Ox Cove, Pembroke as restricted and requires a special MDMR permit

Department personnel have determined from water testing that Ox Cove is subject to intermittent microbiological pollution and that the harvesting of clams, quahogs, oysters, and mussels in these waters poses a threat to public health.



DAVID ETNIER
DEPUTY COMMISSIONER



Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area
For: Edmunds Twp

56H Ox Cove, Pembroke

15 January 2004

